

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Michael Patrick Murphy et al.
Application No. : 10/568,654
Filed : February 22, 2007
For : MITOQUINONE DERIVATIVES USED AS
MITOCHONDRIALLY TARGETED ANTIOXIDANTS

Art Unit : 1636
Docket No. : 110199.405USPC
Date : April 24, 2009

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

Commissioner for Patents:

In accordance with 37 CFR 1.56 and 1.97 through 1.98, applicants wish to make known to the U.S. Patent and Trademark Office the references set forth on the attached Information Disclosure Statement. Copies of cited U.S. patents and published patent applications are not required and accordingly have not been provided. Copies of any other cited references are enclosed. As to any reference cited, applicants do not admit that it is “prior art” under 35 U.S.C. §§ 102 or 103, and specifically reserve the right to traverse or antedate any such reference, as by a showing under 37 CFR 1.131 or other method. Although the aforesaid references are made known to the Patent and Trademark Office in compliance with applicants’ duty to disclose all information they are aware of which is believed relevant to the examination of the above-identified application, applicants believe that their invention is patentable.

Applicants note that an English language abstract has been provided for the Japanese-language document JP 5-310763 on the attached form SB 08a. Accordingly, foreign patent reference EP0536036, written in the English language, is a corresponding Patent Family member and is believed to provide substantially similar disclosure to that of JP 5-310763.

Applicants also disclose and wish to have considered the following co-pending applications by the same assignee:

Application No.	Filing Date	Publication No.	Publication Date
12/109,170	04/24/08	2008-0275005	11/06/08
11/355,518	12/15/06	2006-0229278	10/12/06
11/799,779	05/02/07	2007-0270381	11/22/07
10/568,655	08/31/06	2008-0161267	07/03/08

Please acknowledge receipt of this Information Disclosure Statement and kindly make the cited references of record in the above-identified application.

Applicants believe this Information Disclosure Statement has been timely filed, however, the Director is authorized to charge any fee due by way of this Information Disclosure Statement to our Deposit Account No. 19-1090.

Respectfully submitted,

SEED Intellectual Property Law Group PLLC
/Stephen J. Rosenman/

Stephen J. Rosenman, Ph.D.
Registration No. 43,058

SJR:rp

Enclosures:

Information Disclosure Statement
Cited References (41)

701 Fifth Avenue, Suite 5400
Seattle, Washington 98104
Phone: (206) 622-4900
Fax: (206) 682-6031

1376891_1.DOC